

PROCEEDINGS OF THE COMMON COUNCIL
IN REGULAR SESSION
TUESDAY, DECEMBER 23 1986

CITY OF FORT WAYNE, INDIANA
JOURNAL OF THE PROCEEDINGS
OF THE COMMON COUNCIL

THE COMMON COUNCIL OF THE CITY OF FORT WAYNE MET IN THE
COUNCIL CHAMBERS Tuesday EVENING December 23 A.D., 19 86,
IN Regular SESSION. PRESIDENT Samuel J. Talarico
IN THE CHAIR, COUNCIL ATTORNEY Stanley A. Levine, AND
Sandra E. Kennedy CLERK, AT THE DESK, PRESENT THE FOLLOWING
MEMBERS VIZ:

BRADBURY _____, BURNS P _____, EISBART P _____,
GIAQUINTA P _____, HENRY P _____, REDD P _____,
SCHMIDT P _____, STIER P _____, TALARICO P _____

ABSENT: _____

COUNCILMAN: _____, _____, _____

THE INVOCATION WAS GIVEN BY _____

THE MINUTES OF THE LAST REGULAR December 9, 1986, 19

_____, 19____,

SPECIAL , 19 ,

SESSION HAVING BEEN DELIVERED TO THE COUNCIL, WERE, ON MOTION, APPROVED
AND PUBLISHED.

THE COUNCIL THEN ADJOURNED.

CERTIFICATE

I hereby certify that I am the duly elected, acting and incumbent City Clerk of Fort Wayne, Indiana and as such the custodian of the records of the Common Council of said City and that the above and foregoing is the true, full and complete record of the proceedings of the Common Council of the City of Fort Wayne, Indiana for its Regular Session, held on Tuesday, the 23rd day of December, 19 86, that the numbered ordinances and resolutions shown therein were duly adopted by said Common Council on said date and were presented by me to the Mayor of the City of Fort Wayne and were signed and approved or disapproved by said Mayor as and on the dates shown as to each such ordinance and resolution respectively; and that all such records, proceedings, ordinances, and resolutions remain on file and record in my office.

WITNESS my hand and the official seal of the City of Fort Wayne, Indiana, this 29th day of December, 19 86,

SANDRA E. KENNEDY, CITY CLERK

COMMUNICATIONS FROM THE MAYOR

November 26, 1986

To the Common Council
Gentlemen and Mrs. Bradbury:

Today, November 26, 1986, I have approved the following ordinances and resolutions passed by the Common Council at this meeting of November 25, 1986.

(Bill No. A-86-11-01)
APPROPRIATION ORDINANCE NO. A-08-86

AN ORDINANCE appropriating monies from the unappropriated and unobligated balance in the Cable TV Fund to an accounts in the 1986 budget of the Cable TV Fund to provide further public use of the local Cable TV System

(Bill NO. R-86-10-56)
RESOLUTION NO. R-87-86

A RESOLUTION authorizing certain officials of the City of Fort Wayne to sign verification of service credit forms for the Indiana State Public Employees Retirement Fund on behalf of employees wishing to retire

(Bill No. R-86-11-08)
RESOLUTION NO R-88-86

A RESOLUTION of the Common Council authorizing a Fire Service Contract between the City of Fort Wayne, Indiana and Pleasant Township

(Bill No. R-86-11-20)
DECLARATORY RESOLUTION NO. R-89-86

A DECLARATORY RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known as 314 East Wallace Street, Fort Wayne, Indiana (Precision Laser Services, Petitioner)

(Bill No. R-86-11-22)
DECLARATORY RESOLUTION NO. R-90-86

A DECLARATORY RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known as Centennial Industrial Park, Fort Wayne, Indiana. (Power Train Service, Inc., Petitioner)

(Bill No. G-86-10-42)
GENERAL ORDINANCE NO. G-37-86

AN ORDINANCE REPEALING A CERTAIN SECTION OF THE HOUSING AND BUILDING AND BUILDING STANDARDS ORDINANCE REGARDING DISCONTINUANCE OF UTILITIES OR SERVICE AND FURTHER AMENDING THAT ORDINANCE TO ADD NEW LANGUAGE REGARDING THE DISCONTINUANCE OF UTILITIES OR SERVICE

(Bill No. Z-86-10-11)
ZONING MAP ORDINANCE NO. Z-14-86

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. S-14

(Bill No. Z-86-10-12)
ZONING MAP ORDINANCE NO. Z-15-86

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. S-14

(Bill No. S-86-11-06)
SPECIAL ORDINANCE NO. S-197-86

AN ORDINANCE approving City Utilities Purchase Orders #A-54639 through #A-54647, by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and Hamler Industries, Inc., Pain Enterprises, Inc., Huskey Charcoal Sales, Inc., H-V-C Chemical Company, Inc., Lucier Chemical Industries, LTD., Tennessee Chemical Company, Bonded Chemicals Corporation and Ulrich Chemical, Inc., respectively, for the 1987 chemical requirements for the Three Rivers Filtration Plant

(Bill No. s-86-11-07)
SPECIAL ORDINANCE NO. S-198-86

AN ORDINANCE approving City Utilities Purchase Orders #A-54649 and #A-54655, by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and Marblehead Lime Co., and Gerig's Trucking Co., respectively for the Three Rivers Filtration Plant

Respectfully yours,

Win Moses, Jr.
Mayor

COMMUNICATIONS FROM THE MAYOR

December 4, 1986

To the Common Council
Gentlemen and Mrs. Bradbury:

Today, December 4, 1986, I have approved the following ordinances and resolutions passed by the Common Council at this meeting of December 2, 1986

(Bill No. A-86-11-09)
APPROPRIATION ORDINANCE NO. A-09-86

AN ORDINANCE appropriating monies into depleted accounts for the 1986 budgets of various funds and departments of the City, reducing the unappropriated and unobligated balance of the particular fund involved as required to meet obligations for the remainder of 1986

(Bill No. A-86-11-10)
APPROPRIATION ORDINANCE NO. A-10-86

AN ORDINANCE transferring and appropriating monies from the unappropriated and unobligated balance in the Corporation General Fund to the 1986 budgets of various General Fund Departments and reducing budgets of certain General Fund Departments to provide sufficient operating funds for the remainder of 1986

(Bill No. R-86-11-11)
RESOLUTION NO. R-91-86

A RESOLUTION ratifying the transfer of funds from Account No. 132, Parking Administration Fund, to Account No. 010, General Fund

(Bill No. R-86-11-12)
RESOLUTION NO. R-92-86

A RESOLUTION ratifying the transfer of funds from Account No. 345, Cumulative Capital Fund, to Account No. 010, General Fund

(Bill NO. R-86-11-13)
RESOLUTION NO. R-93-86

A RESOLUTION authorizing the transfer of funds between certain accounts within the 1986 budgets of certain City Departments

Respectfully yours,

Win Moses, Jr.
Mayor

December 4, 1986

To the Common Council
Gentlemen and Mrs. Bradbury:

Today, December 4, 1986, I have approved the following ordinance passed by the Common Council at this meeting of December 2, 1986

(Bill No. G-79-08-18)
GENERAL ORDINANCE NO. G-38-86

AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of a portion of Berry Street.

Respectfully yours,

Win Moses, Jr.
Mayor

December 11, 1986

To the Common Council
Gentlemen and Mrs. Bradbury:

Today, December 11, 1986, I have approved the following ordinances and resolutions passed by the Common Council at this meeting of December 9, 1986

(Bill No. S-86-11-17)
(as amended)
SPECIAL ORDINANCE NO. S-199-86

ORDINANCE AUTHORIZING THE CITY OF FORT WAYNE TO ISSUE ITS "VARIABLE RATE DEMAND ECONOMIC DEVELOPMENT REVENUE BONDS (MARK P. SHAMBAUGH PROJECT) SERIES 1986" AND APPROVING OTHER ACTIONS IN RESPECT THERETO

(Bill No. S-86-11-18)
SPECIAL ORDINANCE NO. S-200-86

AN ORDINANCE approving Civil City Purchase Order #A-49369, with S.E. Jahn Company, Inc., for the Foellinger Theatre, through the Department of Parks and Recreation, of the City of Fort Wayne, Indiana

(Bill No. S-86-11-19)
SPECIAL ORDINANCE NO. S-201-86

AN ORDINANCE approving the awarding of Reference #2774, by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and the Xerox Corporation, for the Technical Service Department

(Bill No. R-86-11-03)
(as amended)
DECLARATORY RESOLUTION NO. 94-86

A DECLARATORY RESOLUTION confirming th designation of an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known as the former L.S. Ayres department store building, Roth, Wehrly Realty building, Adams Appliance store building. (CBD Investment Group, Petitioner)

(Bill No. R-86-11-05)
(as amended)
DECLARATORY RESOLUTION NO. R-95-86

A DECLARATORY RESOLUTION confirming the designation of an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known as the Northwest Corner of Wayne and Clinton Streets, Fort Wayne, Indiana (Town Center Garage Company, Petitioner)

(Bill No. R-86-11-21)
DECLARATORY RESOLUTION NO. R-96-86

A DECLARATORY RESOLUTION confirming the designation of an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known as 314 East Wallace Street, Fort Wayne, Indiana (Precision Laser Services, Petitioner)

(Bill No. R-86-12-05)
RESOLUTION NO. R-97-86

A RESOLUTION authorizing the transfer of funds between certain accounts within the 1986 budgets of certain City Departments

(Bill No. S-86-11-14)
(as amended)
SPECIAL ORDINANCE NO. S-205-86

AN ORDINANCE of the Common Council of the City of Fort Wayne, Indiana amending Chapter 14.7 entitled "Housing and Building Standards," by adding an article entitled "Smoke Detectors", which requires the installation of smoke detectors in all family living units within the corporate limits of the city

(Bill No. S-86-11-29)
SPECIAL ORDINANCE NO. S-202-86

AN ORDINANCE approving Contract for Res. 6062-1986 Asphalt resurfacing 4th Package, between the City of Fort Wayne, Indiana and Wayne Asphalt & Construction Company, in connection with the Board of Public Works and Safety

(Bill No. S-86-11-30)
SPECIAL ORDINANCE NO. S-203-86

AN ORDINANCE approving Change Order No. 1 (Final) Res. 420-86, Miami Village Storm Sewer Separation, with Land Excavating, Inc., in connection with the Board of Public Works and Safety of the City of Fort Wayne, Indiana

(Bill No. S-86-11-31)
SPECIAL ORDINANCE NO. S-204-86

AN ORDINANCE approving Water Contract No. 86-06 - Kirkwood Park, Phase II, between Scheidleman Excavating, Inc., and the City of Fort Wayne, Indiana, in connection with the Board of Public Works and Safety

Respectfully yours,

Win Moses, Jr.
Mayor



The City of Fort Wayne

LAND USE MANAGEMENT

Division of Community Development & Planning

11 December 1986

COMMUNICATIONS FROM THE CITY PLAN COMMISSION

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, IN 46802

Gentlemen and Mrs. Bradbury:

Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the vacation of a dedicated alley.

The proposed ordinance is designated as:

BILL NO. G-86-06-13

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this
11th day of December 1986.

Melvin O. Smith
Secretary

FACT SHEET

G-86-06-13

BILL NUMBER

**Division of Community
Development & Planning****BRIEF TITLE**

Alley Vacation Ordinance

APPROVAL DEADLINE**REASON****DETAILS****Specific Location and/or Address**

E/W alley bounded by Tam; Simon and Winter Streets and the Railroad Tracks.

Reason for Project

To allow property to be fenced and used for vehicle storage.

Discussion (Including relationship to other Council actions)19 May 1986 - Public Hearing

John Powell, attorney representing the petitioners, stated that they wished to alley vacated in order to allow JSK Corp., to fence the property in and use it for vehicle storage.

Duane Embury questioned if H.K.&F. Heating & Air Conditioning did not sign the petition - why?

Mr. Powell stated that HK&F did not sign the petition but there has not been any opposition expressed to the vacation. It is the opinion that the owner of the adjacent property does not understand what signing off on the petition means and therefore would not sign the petition.

Duane Embury stated that there is a main trunk sewer in the alley and he was concerned over the use of the property if vacated.

Mr. Powell stated that they do not intend to build over the property, just store vehicles.

POSITIONS**RECOMMENDATIONS****Sponsor**

City Plan Commission

Area Affected

City Wide

Other Areas

**Applicants/
Proponents****Applicant(s)**

JSK Corporation
City Department

Other

Opponents**Groups or Individuals**

Basis of Opposition

**Staff
Recommendation**☒ For ☐ Against

Reason Against

**Board or
Commission
Recommendation****By**☒ For ☐ Against
☐ No Action Taken☐ For with revisions to conditions
(See Details column for conditions)**CITY COUNCIL
ACTIONS
(For Council
use only)**☐ Pass ☐ Other☐ Pass (as amended) ☐ Hold☐ Council Sub. ☐ Do not pass

DETAILS

There was no one present who wished to speak in favor of or in opposition to the proposed vacation.

2 June 1986 - Business Meeting

Motion to return the ordinance to the Common Council with a DO PASS recommendation was made and carried.

Of the eight (8) members present 7 voted in favor of the motion one (1) did not vote.

NOTE: A condition was placed on this property for the petitioner to erect a 7 foot opaque fence to buffer usage from the abutting projects. This condition has been satisfied.

POLICY/PROGRAM IMPACT

Policy or
Program
Change

☐

No

☐

Yes

Operational
Impact
Assessment

(This space for further discussion)

Project Start

Date 2 April 1986

Projected Completion or Occupancy

Date 11 December 1986

Fact Sheet Prepared by

Patricia Biancaniello

Reviewed by

Darryl Banta
Reference or Case Number

Date

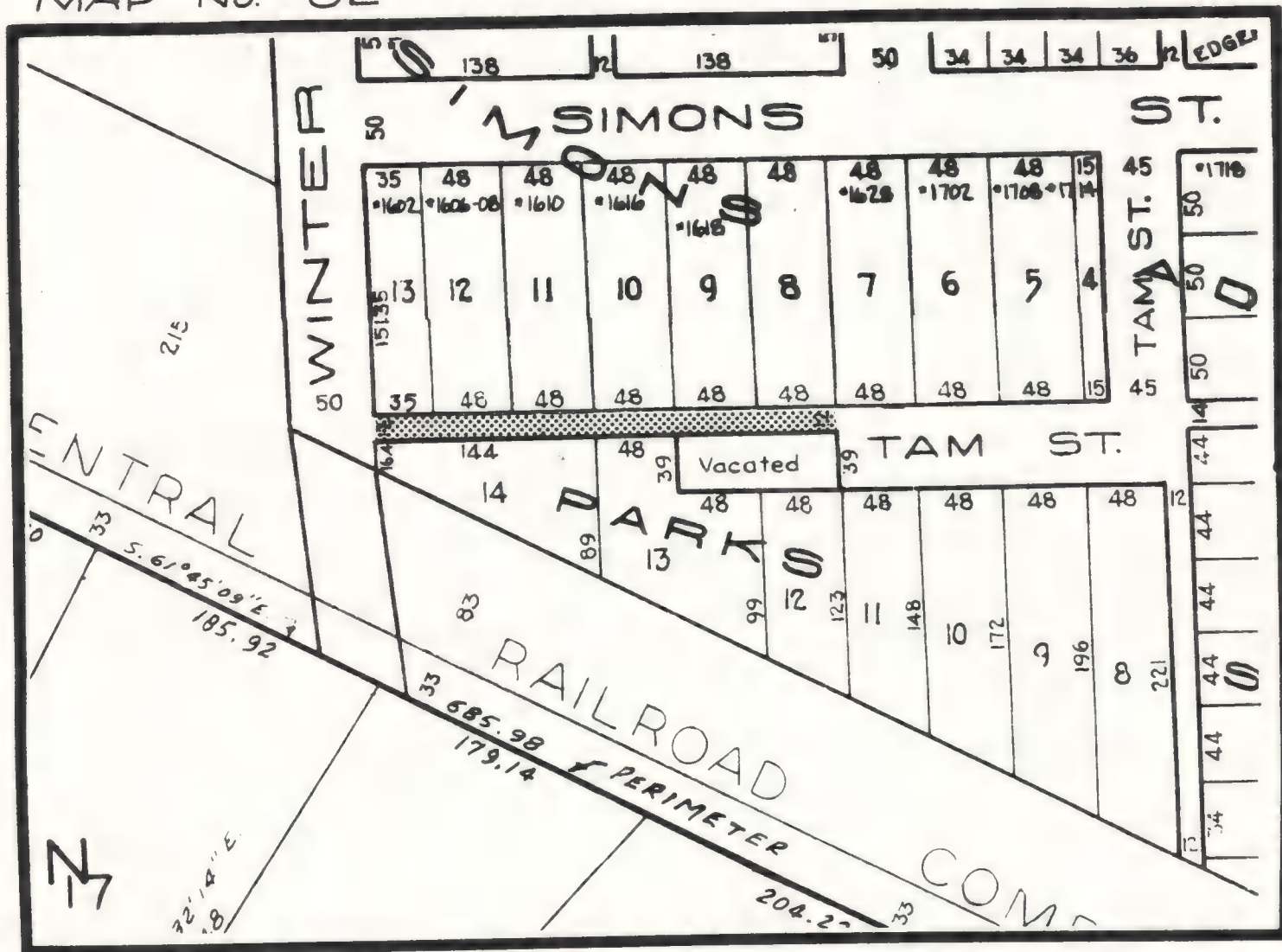
12/15/86

VACATION PETITION 7/76

A PETITION TO VACATE THE DESCRIBED
PUBLIC ALLEY

COUNCILMANIC DISTRICT NO. 1

MAP NO. 02



ZONING:

LAND USE:

6-86-06-13

SCALE: 1" = 100'

DATE: 5-1-86



Vacation # 196

Proposal: J.S.K. Corporation petitions for the vacation of an east-west alley off of Tam Street.

Location: 1600 block of Tam Street

Legal Description: See file

Zoning: D/N/A

Size of Property: Approximately .07 acres

Planning Staff Discussion:

It does not appear that this alley is necessary to the continued growth of the city, nor to the ingress and egress demands of other properties. The petitioners states that no other person or firm is affected by this petition, and that all abutting property owners (except H.K. & F. Heating and Air Conditioning) have signed this petition.

The apparent actual use of this alley is to service the local business (JSK) for access. Therefore, the continued maintainance of this alley is not necessary to the growth of the city.

Recommendation: Approval, subject to granting easements as needed for the utilities.

RESOLUTION 76-64-19

WHEREAS, JSK CORPORATION has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following dedicated alley situated in Fort Wayne, Allen County, to-wit:

Part of Volney Park Subdivision of the North Part of Lillie's Out Lot #31 to the City of Fort Wayne, Indiana, more particularly described as follows:

Beginning at the Northwest corner of Lot #14 Volney Park Subdivision, said point being on the East right-of-way line of Winter Street; thence East along the North line of Lot #14, Lot #13 and the North line of vacated Tam Street, a distance of 275.0 feet; thence North along the East line of Lot #12 projected North, a distance of 12 feet to the Southeast corner of Lot #8 in Simon's Addition; thence West along the South line of Lot #8, #9, #10, #11, #12, and #13, in Simon's Addition, a distance of 275 feet to the Southwest corner of Lot #13 in Simon's Addition, said point also being on the East right-of-way line of Winter Street; thence South along said East right-of-way line, a distance of 12.0 feet to the point of beginning, containing 0.08 acres.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-512; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said vacation of dedicated alley has been routed through the following departments: Street Engineering, Traffic Engineering, Water Pollution Control Engineering, Electrical Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said dedicated alley hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said dedicated alley hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said portion of dedicated alley or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

STATE OF INDIANA)

) SS:

COUNTY OF ALLEN)

I, David J. Kister, Director of the Board of Public Works, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of Public Works at their meeting held June 11, 1986 and as same appears of record in the official records of the Board of Public Works.

Resolution
Alley Vacation

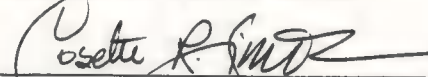
Page two

DATED THIS 11th DAY OF June 1986

FORT WAYNE BOARD OF PUBLIC WORKS



David J. Kiest
Director of Public Works



Colette R. Simon
Director of Administration & Finance



Lawrence D. Consalvos
Director of Public Safety

RESOLUTION

WHEREAS, JSK CORPORATION, has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following dedicated alley in Fort Wayne, Allen County, to-wit:

Part of Volney Park Subdivision of the North Part of Lillie's Out Lot #31 to the City of Fort Wayne, Indiana, more particularly described as follows:

Beginning at the Northwest corner of Lot #14 Volney Park Subdivision, said point being on the East right-of-way line of Winter Street; thence East along the North line of Lot #14, Lot #13 and the North line of vacated Tam Street, a distance of 275.0 feet; thence North along the East line of Lot #12 projected North, a distance of 12 feet to the Southeast corner of Lot #8 in Simon's Addition; thence West along the South line of Lot #8, #9, #10, #11, #12, and #13, in Simon's Addition, a distance of 275 feet to the Southwest corner of Lot #13 in Simon's Addition, said point also being on the East right-of-way line of Winter Street; thence South along said East right-of-way line, a distance of 12.0 feet to the point of beginning, containing 0.08 acres.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana, Indiana Code, Section 36-7-4-512.

WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and,

WHEREAS, said public hearing was held on May 19, 1986, at 7:00 P.M. and at such hearing there were no objections of any kind or character which should prevent the vacation of said dedicated alley.

WHEREAS, said vacation of dedicated alley has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Street Light Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said dedicated alley hereinbefore described conforms to the general policy pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana;

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said dedicated alley hereinbefore described be and the same is hereby approved.

BE IT FURTHER RESOLVED no public utility occupying and using said dedicated alley or part thereof for the vacation and operation of its utility facilities shall be deprived of said use on account of these proceedings unless any said utility shall file a written consent to said vacation.

BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of said dedicated alley in Allen County, Indiana.

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Resolution
Alley Vacation

Page two

I, Melvin O. Smith, Secretary of the Fort Wayne City Plan Commission, do hereby certify that attached is a full true and correct copy of a resolution adopted by the Fort Wayne City Plan Commission following a public hearing of said Commission held 16 June 1986, and as the same appears of record in the official records of said Plan Commission.

DATED THIS 18 DAY OF June 1986

FORT WAYNE CITY PLAN COMMISSION

Melvin O. Smith
Secretary



The City of Fort Wayne

LAND USE MANAGEMENT
Division of Community Development & Planning

11 December 1986

COMMUNICATIONS FROM THE CITY PLAN COMMISSION

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, IN 46802

Gentlemen and Mrs. Bradbury:

Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the amendment of the Zoning Ordinance (General Ordinance No. G-06-80, amending Chapter 33 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinance is designated as:

BILL NO. Z-86-06-06

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this
11th day of December 1986.

Melvin O. Smith
Secretary

Division of Community Development & Planning

FACT SHEET

Z-86-06-06

BILL NUMBER

BRIEF TITLE

APPROVAL DEADLINE

REASON

Zoning Map Amendment

From RB to B1B

DETAILS

Specific Location and/or Address

3504 E. State Street

Reason for Project

Possible development as ice cream shop or restaurant.

Discussion (Including relationship to other Council actions)

19 May 1986 - Public Hearing

Robert Henry, representing the petitioners stated that the petitioners have a potential purchaser of the property if rezoned to B-1-B. He stated they are requesting the rezoning in order to allow for an ice cream shop or a restaurant.

Ben Eisbart questioned if Mr. Henry had seen the staff analysis where it recommended that the parcel be perfected to rezone only 275 feet in depth instead of the original request of over 600 feet in depth.

Mr. Henry stated he had seen the staff recommendation.

John Shoaff asked Mr. Henry if he were agreeable to said amendment of the request.

Mr. Henry stated they do not have a problem with the recommendation.

There was no one present who wished to speak in favor of or in opposition to the proposed rezoning.

POSITIONS

RECOMMENDATIONS

Sponsor

City Plan Commission

Area Affected

City Wide

Other Areas

Applicants/ Proponents

Applicant(s)

Gerald Henry
Mary Ellen Henry Schmidt
City Department

Other

Opponents

Groups or Individuals

Basis of Opposition

Staff Recommendation

☒ For ☐ Against

Reason Against

Board or Commission Recommendation

By

☒ For ☐ Against

☐ No Action Taken

☐ For with revisions to conditions
(See Details column for conditions)

CITY COUNCIL ACTIONS (For Council use only)

☐ Pass ☐ Other

☐ Pass (as amended) ☐ Hold

☐ Council Sub. ☐ Do not pass

DETAILS

2 June 1986 - Business Meeting

Motion was made to return the ordinance to the Common Council with a DO PASS recommendation with the request being perfected to rezoning only the north 275 feet of the lot. Petitioners were also to submit a landscape to be approved by the CD&P Landscape staff showing buffering between the properties located to the west and east. Motion carried.

Of the 8 members present 7 voted in favor of approval one did not voted.

NOTE: The conditions of the Plan Commission have been met.

POLICY/ PROGRAM IMPACT

Policy or
Program
Change

☐

No

☐

Yes

Operational
Impact
Assessment

(This space for further discussion)

Project Start

Date 18 April 1986

Projected Completion or Occupancy

Date 11 December 1986

Fact Sheet Prepared by

Patricia Biancaniello

Date

11 December 1986

Reviewed by

Larry Barta
Reference or Case Number

Date

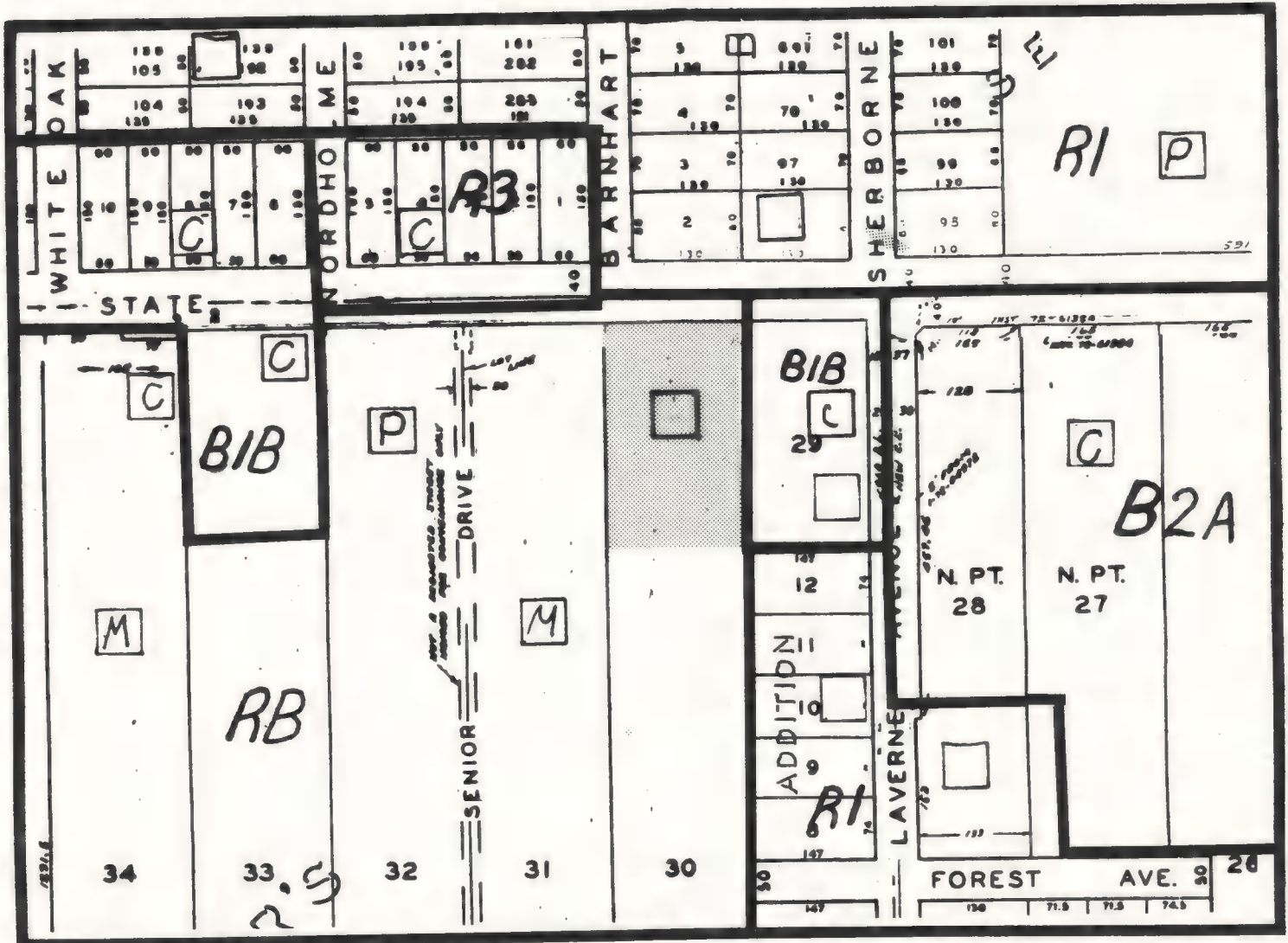
12/15/86

REZONING PETITION 7/12

A PETITION TO AMEND THE ZONING MAP BY RECLASSIFYING THE DESCRIBED PROPERTY FROM AN RB DISTRICT TO A BIB DISTRICT.

MAP NO. R-14

COUNCILMANIC DISTRICT NO. 2



ZONING:

RB RESIDENCE 'B'
 BIB LIMITED BUSINESS 'B'
 B2A SHOPPING CENTER-NEIGHBORHOOD
 RI RESIDENTIAL DISTRICT
 R3 RESIDENTIAL DISTRICT

LAND USE:

☐ SINGLE FAMILY
☒ MULTI-FAMILY
☒ COMMERCIAL
☒ PUBLIC

2-16-86

(AS AMENDED)

SCALE: 1" = 200'

DATE: 4-30-86



RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on June 10, 1986 referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-86-06-06; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on May 19, 1986.

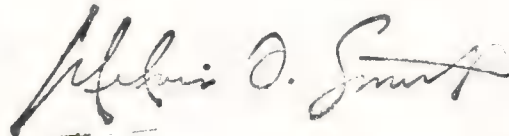
NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that this ordinance be returned to the Common Council with a DO PASS recommendation based on the Commission's following "Findings of Fact":

- (1) the grant will not be injurious to the public health, safety, morals, and general welfare of the community;
- (2) the use or value of the area adjacent to the property included in the rezoning will not be affected in a substantially adverse manner;
- (3) the need for the rezoning arises from some condition peculiar to the property involved and the condition is not due to the general conditions of the neighborhood;
- (4) the strict application of the terms of the zoning ordinance will constitute an unusual and unnecessary hardship if applied to the property for which the rezoning is sought; and,
- (5) the grant does not interfere substantially with the comprehensive plan adopted under the 500 series of the metropolitan development law.

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held June 2, 1986.

Certified and signed this
11th day of December 1986.



Melvin O. Smith
Secretary

Change of Zone # 193

Proposal: Gerald P. Henry and Mary Ellen Henry Schmidt, request a change of zone from RB to B-1-B

Location: 3504 E. State Blvd.

Legal Description: See file

Zoning: RB

Size of Property: Approximately 1.8 acres

Surroundings:	North	R-1	Single family residential
	South	RB	Open ground and residential
	East	B-1-B	Commercial
	West	RB	Multi-family and commercial

Reason for request: To establish an ice cream shop

Physical Characteristics: This parcel of ground is currently undeveloped. It is located between a senior citizens complex and a fast-food outlet.

Comprehensive Plan: The General Land Use Policies of the Comprehensive Plan state that rezonings and development proposals should be compatible with existing and planned land uses and the proposal should not establish an undesirable precedent in the area to be developed. The goal in the middle ring, where this request is located, is to maintain investments and prevent deterioration in existing neighborhoods.

Planning Staff Discussion:

This is one of the last non-commercial appearing parcels of land in the immediate area, on this side of State Street. The Comprehensive Plan indicates the possible development of retail and/or commercial uses as suitable for the eventual development of this area. The north side of this street in this area is primarily residential in use, but numerous commercial appearing uses are on the south side.

The requested rezoning would extend to the south and abut a R-1 designated area, located on Laverne Street. We do not encourage commercial encroachment into residential areas, and feel that the rezoning of the petitioned property could adversely impact those residents. However, we believe that a compromise solution exists.

We would suggest that the Plan Commission perfect this petition to include a land area comparable to the existing B-1-B property immediately east. This would include only approximately 275 feet of depth from the State Street frontage. This would raise two additional areas of concern. First, the rear portion of this property would remain residentially zoned, and development could be restricted by the lack of direct access to a dedicated public street. (This might not be serious due to the ditch that is located on this property). Secondly, we believe that a landscaped buffer area of 6 ft. height should be required to protect the residential developments. This buffer should be located at the rear, and west sides of the perfected property.

Recommendation: Perfected to a parcel of approximately 275 feet in depth, and Conditionally Approved, subject to the following:

- 1) Petition is to submit a landscape plan showing buffering of the properties located to the west and east.
- 2) Landscaped plan is to be approved by the C.D. & P. Landscape Architect, and should be completed within two planting seasons.
- 3) Petitioner is to submit a revised legal description, with the depth of the property matching the existing B-1-B to the east.



The City of Fort Wayne

LAND USE MANAGEMENT

Division of Community Development & Planning

12 December 1986

COMMUNICATIONS FROM THE CITY PLAN COMMISSION

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, IN 46802

Gentlemen and Mrs. Bradbury:

Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the vacation of a portion of dedicated street.

The proposed ordinance is designated as:

BILL NO. G-86-11-28

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this
12th day of December 1986.

Melvin O. Smith
Secretary

An Equal Opportunity Employer

One Main Street, Fort Wayne, Indiana 46802

Division of Community Development & Planning

FACT SHEET

G-86-11-28

BILL NUMBER

BRIEF TITLE

Street Vacation Ordinance

APPROVAL DEADLINE

REASON

DETAILS

Specific Location and/or Address

Beaver Avenue south of Rudisill Bl

Reason for Project

To allow for additional parking in conjunction with new construction.

Discussion (Including relationship to other Council actions)

17 November 1986 - Public Hearing

Don Hamm, with the Fort Wayne Bible College stated that they had been under the impression that this portion of Beaver Avenue had been vacated in 1966 but could find no record of said vacation. He stated in order to add additional parking in conjunction with the construction of a new building for the Bible College they were requesting that this vacation be allowed.

There was no one present who wished to speak in favor of or in opposition to the proposed vacation.

24 November 1986 - Business Meeting

Motion was made to return the ordinance to the Common Council with a DO PASS recommendation contingent upon the petitioner providing easements as required. Motion carried.

Of the 7 members present 6 voted in favor of approval one did not vote.

POSITIONS

RECOMMENDATIONS

Sponsor

City Plan Commission

Area Affected

City Wide

Other Areas

Applicants/ Proponents

Applicant(s)

Fort Wayne Bible College
City Department

Other

Opponents

Groups or Individuals

Basis of Opposition

Staff Recommendation

☒ For ☐ Against

Reason Against

Board or Commission Recommendation

By

☒ For ☐ Against

☐ No Action Taken

☐ For with revisions to condition
(See Details column for condition)

CITY COUNCIL ACTIONS (For Council use only)

☐ Pass ☐ Other

☐ Pass (as amended) ☐ Hold

☐ Council Sub. ☐ Do not pass

DETAILS

POLICY/PROGRAM IMPACT

Policy or
Program
Change

☐

No

☐

Yes

Operational
Impact
Assessment

(This space for further discussion)

Project Start

Date 19 September 1986

Projected Completion or Occupancy

Date 12 December 1986

Fact Sheet Prepared by
Patricia Biancaniello

Date 12 December 1986

Reviewed by
Dary Butts
Reference or Case Number

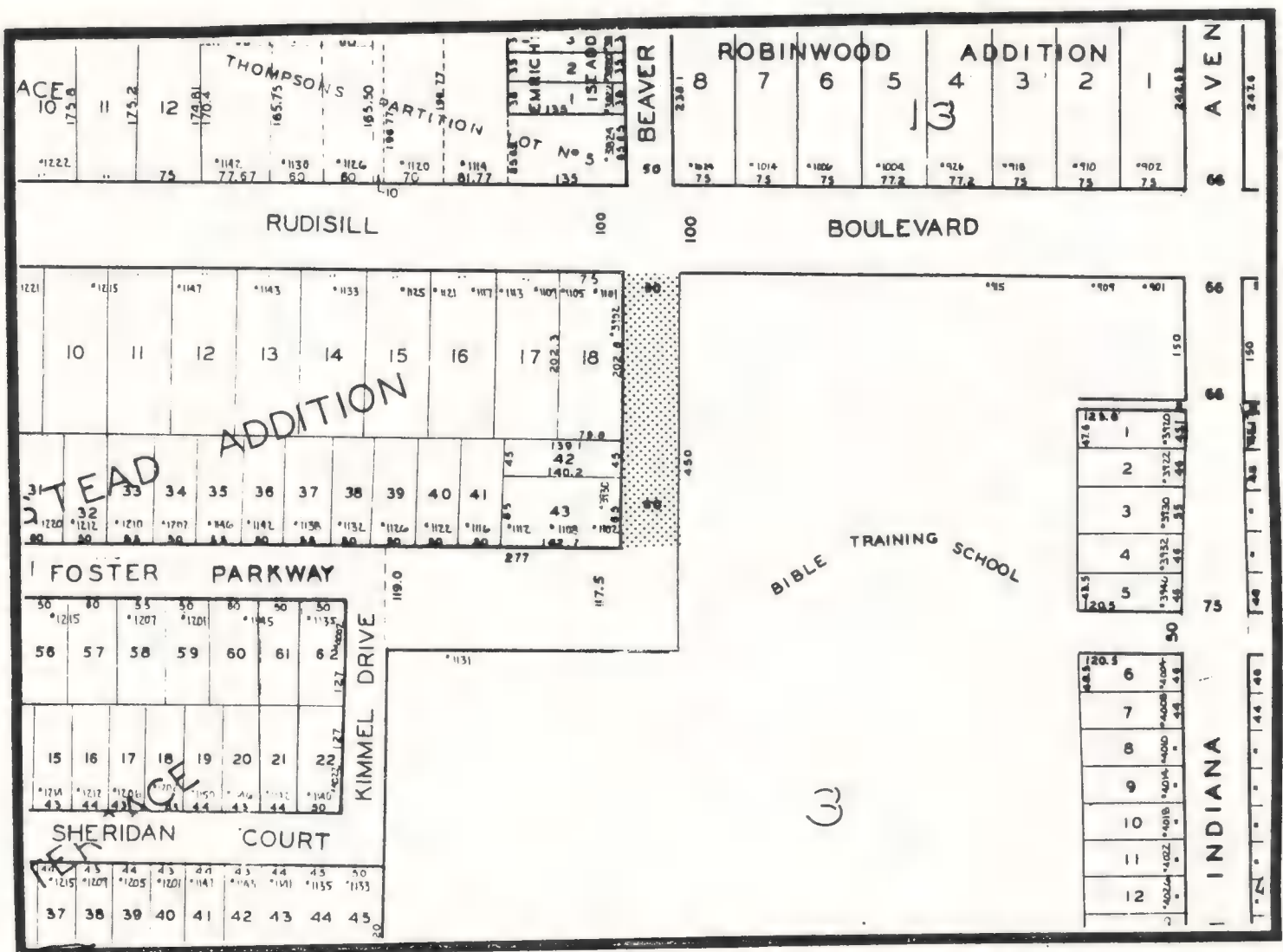
Date 12/15/86

VACATION PETITION #322

A PETITION TO VACATE THE DESCRIBED PUBLIC STREET.

MAP NO. N-14

COUNCILMANIC DISTRICT NO. 5



ZONING:

LAND USE:

SCALE: 1"=200'

DATE: 10-27-86



Vacation Request #222

Fort Wayne Bible College requests the vacation of a portion of a dedicated public street.

Location: Beaver Ave., south of Rudisill Blvd.

Legal: See file

Zoning: Does not apply

Land Area: Approximately 22,500 Sq.Ft.

Surroundings: Residential properties are located to the north and west of this street, with the Bible College's property located to the east and south.

Reason for Request: New construction

Planning Staff Discussion:

The petitioner states that they are the owners of real estate bordering both sides of the right-of-way. We see no need to maintain this street, as it does not appear necessary to the continued growth of the city, nor does it appear to be necessary to any other interested party.

Recommendation: Do Pass, contingent upon the petitioner providing easements as needed.

RESOLUTION 77-14-4

WHEREAS, THE FORT WAYNE BIBLE COLLEGE, has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following portion of public street in Fort Wayne, Allen County, to-wit:

That part of the right-of-way of Beaver Avenue which lies East of Lots numbered 18, 42 and 43 in Wiebke's Homestead Addition, Section "A", the plat of which is recorded in Plat Record 11, page 24 in the Office of the Recorder of Allen County, Indiana, said part being more particularly described as follows, to wit:

Beginning at the Northeast corner of said Lot number 18; thence southerly, on and along the East lines of said Lots Numbered 18, 42 and 43, being also the West right-of-way line of said Beaver Avenue, a distance of 332.8 feet to the Southeast corner of said Lot Number 43; thence East, by a deflection angle left of 88 degrees 40 minutes and parallel to the South right-of-way line of Rudisill Boulevard, a distance of 60.02 feet to a point on the East right-of-way line of said Beaver Avenue; thence Northerly and parallel to the East line of said lots numbered 43, 42 and 18, a distance of 332.8 feet to the point of intersection of said East right-of-way line with the South right-of-way line of Rudisill Boulevard; thence West, on and along said South right-of-way line, a distance of 60.02 feet to the point of beginning, subject to all easements of record.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-512; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said vacation of a portion of public street has been routed through the following departments: Street Engineering, Traffic Engineering, Water Pollution Control Engineering, Electrical Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said portion of public street hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

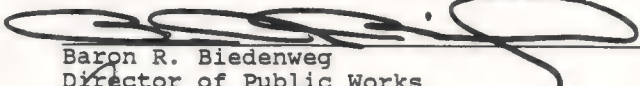
BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said portion of public street hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said portion of public street or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

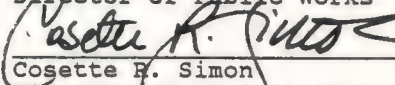
STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

I, Baron R. Siedenweg, Director of the Board of Public Works, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of Public Works at their meeting held December 3, 1986 and as same appears of record in the official records of the Board of Public Works

DATED THIS 3rd DAY OF December 1986

FORT WAYNE BOARD OF PUBLIC WORKS


Baron R. Biedenweg
Director of Public Works


Cosette R. Simon
Director of Administration & Finance

Lawrence D. Consalvos
Director of Public Safety

RESOLUTION

WHEREAS, THE FORT WAYNE BIBLE COLLEGE, has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following portion of public street in Fort Wayne, Allen County, to-wit:

That part of the right-of-way of Beaver Avenue which lies East of Lots numbered 18, 42 and 43 in Wiebke's Homestead Addition, Section "A", the plat of which is recorded in Plat Record 11, page 24 in the Office of the Recorder of Allen County, Indiana, said part being more particularly described as follows, to wit:

Beginning at the Northeast corner of said Lot number 18; thence southerly, on and along the East lines of said Lots Numbered 18, 42 and 43, being also the West right-of-way line of said Beaver Avenue, a distance of 332.8 feet to the Southeast corner of said Lot Number 43; thence East, by a deflection angle left of 88 degrees 40 minutes and parallel to the South right-of-way line of Rudisill Boulevard, a distance of 60.02 feet to a point on the East right-of-way line of said Beaver Avenue; thence Northerly and parallel to the East line of said lots numbered 43, 42 and 18, a distance of 332.8 feet to the point of intersection of said East right-of-way line with the South right-of-way line of Rudisill Boulevard; thence West, on and along said South right-of-way line, a distance of 60.02 feet to the point of beginning, subject to all easements of record.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-512; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and,

WHEREAS, said public hearing was held on November 17, 1986, at 7:00 P.M. and at such hearing there were no objections of any kind or character which should prevent the vacation of said portion of street.

WHEREAS, said vacation of said portion of street has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Street Light Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said portion of street hereinbefore described conforms to the general policy pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana;

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said portion of street hereinbefore described be and the same is hereby approved.

BE IT FURTHER RESOLVED no public utility occupying and using said street or part thereof for the vacation and operation of its utility facilities shall be deprived of said use on account of these proceedings unless any said utility shall file a written consent to said vacation.

BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of said portion of street in Allen County, Indiana.

) SS:

)

mission following a letter
of 4 November 1984

12 DAY OF December

William D. Evans

Melvyn A. Smith, Secretary



The City of Fort Wayne
LAND USE MANAGEMENT
Division of Community Development & Planning

12 December 1986

COMMUNICATIONS FROM THE CITY PLAN COMMISSION

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, IN 46802

Gentlemen and Mrs. Bradbury:

Attached hereto is the recommendation of the City Plan Commission on one
(1) ordinance concerning the vacation of a dedicated utility easement.

The proposed ordinance is designated as:

BILL NO. G-86-11-27

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this
12th day of December 1986.

Melvin O. Smith
Secretary

Division of Community Development & Planning

FACT SHEET

C-86-11-27

BILL NUMBER

BRIEF TITLE

Utility Easement Vacation

APPROVAL DEADLINE

REASON

DETAILS

Specific Location and/or Address

A 15 foot utility easement running across
Lots 1 & 2 of Perrys Suburban Addition.

Reason for Project

To allow for future development of
property.

Discussion (Including relationship to other Council actions)

17 November 1986 - Public Hearing

Pete Mallers, attorney for Albion
Credit Corporation petitioner, stated
that they are requesting the vacation
of said easement, allowing for the
consent of the utility companies in the
alternative they would be willing to
relocate any affected utilities, to allow
for residential development of the parcel.
He stated they do not intend any commercial
development on this parcel. He stated this
was not an intended development of Albion
Credit Corporation, this is a prerequisite
to the sale by Albion Credit Corporation
to an individual owner.

Mr. David Albright, 3112 Santa Lisa Court;
Mr. Brad Stevens, 3106 Santa Lisa Court;
and several other residents who did not give
names spoke to the vacation with the concern
that the property would be developed
for something other than residential. The
vacation was not the concern of their
opposition but the proposed use which they
feared would develop into something other
than single family development.

There was no one present who wished to speak

POSITIONS

RECOMMENDATIONS

Sponsor	City Plan Commission
Area Affected	City Wide Other Areas
Applicants/ Proponents	Applicant(s) Albion Credit Corporation City Department Other
Opponents	Groups or Individuals Basis of Opposition
Staff Recommendation	<input checked="" type="checkbox"/> For <input type="checkbox"/> Against Reason Against
Board or Commission Recommendation	By <input checked="" type="checkbox"/> For <input type="checkbox"/> Against <input type="checkbox"/> No Action Taken <input type="checkbox"/> For with revisions to conditio (See Details column for conditio
CITY COUNCIL ACTIONS (For Council use only)	<input type="checkbox"/> Pass <input type="checkbox"/> Other <input type="checkbox"/> Pass (as amended) <input type="checkbox"/> Hold <input type="checkbox"/> Council Sub. <input type="checkbox"/> Do not pa

DETAILS

in favor of or in opposition to the proposed vacation.

24 November 1986 - Business Meeting

Motion was made to return the ordinance to the Common Council with a DO PASS recommendation, contingent upon the petitioner relocating any existing utilities and appropriate utility companies agreeing to relinquish existing easement. Motion carried.

Of the 7 members present 6 voted in favor of approval one (1) did not vote.

POLICY/PROGRAM IMPACT

Policy or Program Change

☐

No

☐

Yes

Operational Impact Assessment

(This space for further discussion)

Project Start

Date 17 October 1986

Projected Completion or Occupancy

Date 12 December 1986

Fact Sheet Prepared by

Patricia Biancaniello

Date 12 December 1986

Reviewed by

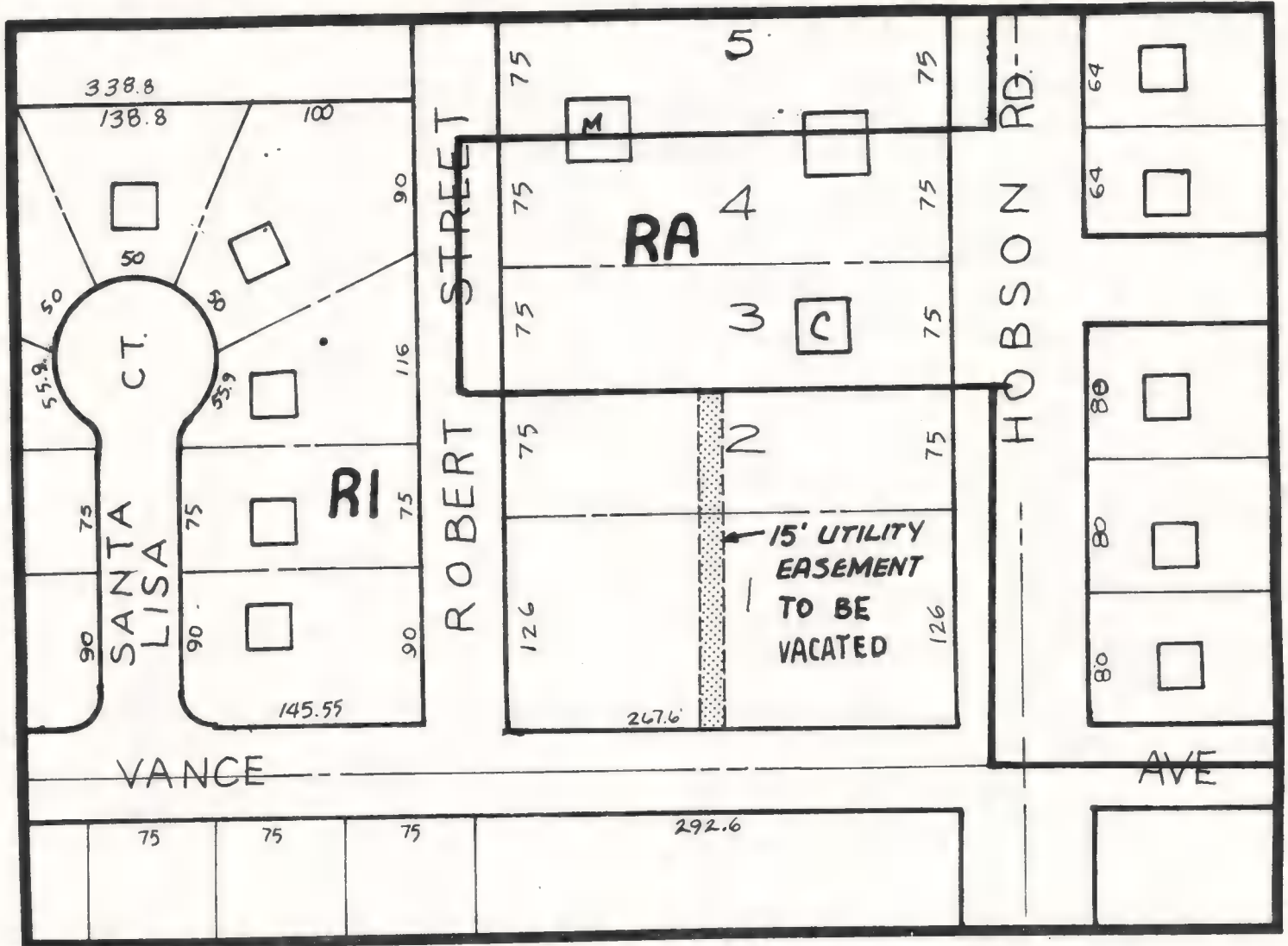
Devy Bute
Reference or Case Number

Date 12/15/86

A PETITION TO VACATE THE DESCRIBED PUBLIC UTILITY EASEMENT.

MAP NO. Q-22

COUNCILMANIC DISTRICT NO. 2



ZONING:

LAND USE:

RI RESIDENTIAL DISTRICT
RA RESIDENCE 'A'

- ☐ SINGLE FAMILY
- ☒ COMMERCIAL
- ☒ MULTI-FAMILY

SCALE: 1"=100'

DATE: 10-24-86



Vacation Petition # 232

Peter Mallers, on behalf of Albion Production Credit Corp., requests the vacation of a public utility easement.

Location: A 15 ft easement across Lots 1 & 2 of Perrys Subdivision. (This is located off of Vance, between Robert and Hobson.

Legal Description: The west 15 ft of the east 152.15 ft of Lot 1, together with the west 15 feet of the east 152.15 ft of Lot 2 in Perry's Suburban Addition.

Zoning: R-1

Land Area: Approximately 3015 Sq.Ft.

Surroundings:	North	RA	Residential & Commercial
	South	R-1	SFR
	East	RA	SFR
	West	R-1	SFR

Planning Staff Discussion:

The petitioner represents that it is the owner of the real estate abutting both sides of the easement, and that said easement is not necessary to other properties. They also state that this easement used to continue north, but that portion was vacated.

We have no objection to this petition request, providing that all utilities are willing to relinquish this easement.

Recommendation: Do Pass, contingent upon the petitioner relocating any existing utilities and appropriate utility companies agreeing to relinquish existing easement.

RESOLUTION 77-14-3

WHEREAS, ALBION PRODUCTION CREDIT CORPORATION, has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following dedicated utility easement in Fort Wayne, Allen County, to-wit:

The West 15 feet of the East 152.15 feet of Lot 1, together with the West 15 feet of the East 152.15 feet of Lot 2 in Perry's Suburban Addition as recorded in the Plat thereof in the Office of the Recorder of Allen County, Indiana.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-512; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said vacation of a dedicated utility easement has been routed through the following departments: Street Engineering, Traffic Engineering, Water Pollution Control Engineering, Electrical Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said dedicated utility easement hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

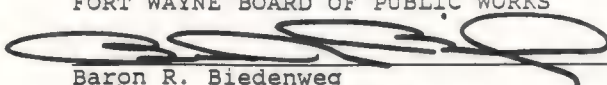
BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said dedicated utility easement hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said portion of easement or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

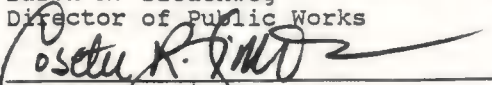
STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

I, Baron R. Biedenweg, Director of the Board of Public Works, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of Public Works at their meeting held December 3, 1986 and as same appears of record in the official records of the Board of Public Works

DATED THIS 3rd DAY OF December 1986

FORT WAYNE BOARD OF PUBLIC WORKS


Baron R. Biedenweg
Director of Public Works


Cosette R. Simon
Director of Administration & Finance

Lawrence D. Consalvos
Director of Public Safety

RESOLUTION

WHEREAS, ALBION PRODUCTION CREDIT CORPORATION, has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following dedicated utility easement in Fort Wayne, Allen County, to-wit:

The West 15 feet of the East 152.15 feet of Lot 1, together with the West 15 feet of the East 152.15 feet of Lot 2 in Perry's Suburban Addition as recorded in the Plat thereof in the Office of the Recorder of Allen County, Indiana.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-512; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said public hearing was held on November 17, 1986, at 7:00 P.M. and at such hearing there were no objections of any kind or character which should prevent the vacation of said dedicated utility easement.

WHEREAS, said vacation of dedicated utility easement has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Street Light Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said dedicated dedicated utility easement hereinbefore described conforms to the general policy pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana;

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said dedicated utility easement hereinbefore described be and the same is hereby approved.

BE IT FURTHER RESOLVED no public utility occupying and using said dedicated utility easement or part thereof for the vacation and operation of its utility facilities shall be deprived of said use on account of these proceedings unless any said utility shall file a written consent to said vacation.

BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of said dedicated dedicated utility easement in Allen County, Indiana.

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

I, Malvin C. Smith, Secretary of the Fort Wayne City Plan Commission, do hereby certify that attached is a full true and correct copy of a resolution adopted by the Fort Wayne City Plan Commission following a public hearing of said Commission held November 24, 1986, and as the same appears of record in the official records of said Plan Commission.

DATED THIS 12 DAY OF December 1986

FORT WAYNE CITY PLAN COMMISSION

Melvin O. Smith, Secretary


SAM TALARICO
President of the Common Council
City of Fort Wayne, Indiana

Gentlemen and Mrs. Bradbury:

Attached herewith are authenticated copies of the Board of
Public Safety Regulatory Resolution Numbers: 193/86/E
194/86/D
195/86/E
196/86/E
197/86/E

For the purpose of enforcement, please make this communication
and the attached Regulatory Resolutions a matter of record and
incorporate them into the minutes of the next Common Council
Meeting.

Respectfully Submitted,


Lawrence D. Consalvos, Chairman
Board of Public Safety

R E T U R N C E R T I F I C A T E

(Regulatory Resolution No. 193/86/E
194/86/D)

195/86/E

196/86/E

197/86/E

I hereby certify that I did this 8th day of

December, 1986 deliver to each, the City Traffic

Engineer, the Chief of Police, the City Attorney, the City

Clerk and the President of the Common Council of the City

of Fort Wayne, Indiana respectively, a copy of the within

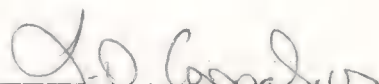
Regulatory Resolution No. 193/86/E
194/86/D of the Board of Public

Safety of the City of Fort Wayne, duly certified by me as

Chairman of said Board, in accordance with the provisions

of Section 17-4 of Chapter 17, of the Code of the City of

Fort Wayne, Indiana 1986.



CHAIRMAN, Board of Public Safety

REGULATORY RESOLUTION NO. 193/86/E

(Adopted December 2, 19 86)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1986 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with regard to STOP INTERSECTION (EMERGENCY)

_____: AND,

WHEREAS, the City Traffic Engineer has, by written memorandum dated December 2, 19 86, submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1986 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective

December 2, 19 86, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

STOP INTERSECTION (EMERGENCY)

Florence Avenue -- stop -- for Cortland Avenue

Short Street -- stop -- for Florence Avenue

Florence Avenue -- stop -- for Hensch Street

REGULATORY RESOLUTION NO. 194/86/D

(Adopted December 2, 19 86)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1986 authorizes the Board of Public Safety to make regulations to carry out its delegated authority thereunder; and,

WHEREAS, Section 17-31 of said chapter delegates to this Board authority to DELETE: PREFERENTIAL

INTERSECTION (DELEGATED)

_____; and,

WHEREAS, the City Traffic Engineer has, by written memorandum dated December 2, 19 86, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board:

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA

That, pursuant to the authority delegated to this Board by Section 17-31 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1986, it is hereby ordered, effective

December 2, 19 86, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

DELETE: PREFERENTIAL INTERSECTION (DELEGATED)

Cortland Avenue -- preferential -- at Florence Avenue

Florence Avenue -- preferential -- at Short Street

Hensch Street -- preferential -- at Florence Avenue

REGULATORY RESOLUTION NO. 195/86/E

(Adopted December 5, 1986)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1986 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with

regard to RENEW & EXTEND REG. RES. 168/86/E: IMPAIRED
MOBILITY PARKING (RESIDENTIAL) (EMERGENCY)

_____ : AND,

WHEREAS, the City Traffic Engineer has, by written memorandum dated December 5, 1986, submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1986 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective

December 5, 1986, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

IMPAIRED MOBILITY PARKING (RESIDENTIAL) (EMERGENCY)

400 W. Butler Street -- north side -- from 355' east of Fairfield Avenue to 20' east thereof

REGULATORY RESOLUTION NO. 196/86/E

(Adopted December 5, 19 86)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1986 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with regard to RENEW & EXTEND REG. RES. 169/86/E: DELETE:

ONE WAY STREET (EMERGENCY)

_____ : AND,

WHEREAS, the City Traffic Engineer has, by written memorandum dated December 5, 19 86, submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1986 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective

December 5, 19 86, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

DELETE: ONE WAY STREET _____ (EMERGENCY)

Manito Boulevard -- eastbound -- from Wawonaissa Trail to
Brooklyn Avenue

REGULATORY RESOLUTION NO. 197/86/E

(Adopted December 10, 19 86)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1986 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with

regard to DELETE: IMPAIRED MOBILITY PARKING (RESIDENTIAL)

(EMERGENCY)

: AND,

WHEREAS, the City Traffic Engineer has, by written memorandum

dated December 9, 19 86, submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1986 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective

December 10, 19 86, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

DELETE:

IMPAIRED MOBILITY PARKING (RESIDENTIAL)

(EMERGENCY)

2010 Fox Avenue -- west side -- from 80' south of Taylor Street to 20' south thereof

SAM TALARICO
President of the Common Council
City of Fort Wayne, Indiana

Gentlemen and Mrs. Bradbury:

Attached herewith are authenticated copies of the Board of
Public Safety Regulatory Resolution Numbers: 198/86/E
199/86/E
200/86/E

For the purpose of enforcement, please make this communication
and the attached Regulatory Resolutions a matter of record and
incorporate them into the minutes of the next Common Council
Meeting.

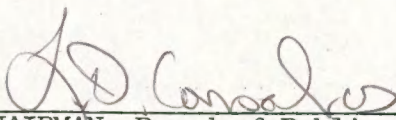
Respectfully Submitted,


Lawrence D. Consalvos, Chairman
Board of Public Safety

R E T U R N C E R T I F I C A T E

(Regulatory Resolution No. 198/86/E
199/86/E
200/86/E)

I hereby certify that I did this 22nd day of
December, 1986 deliver to each, the City Traffic
Engineer, the Chief of Police, the City Attorney, the City
Clerk and the President of the Common Council of the City
of Fort Wayne, Indiana respectively, a copy of the within
Regulatory Resolution No. 198/86/E
199/86/E of the Board of Public
200/86/E
Safety of the City of Fort Wayne, duly certified by me as
Chairman of said Board, in accordance with the provisions
of Section 17-4 of Chapter 17, of the Code of the City of
Fort Wayne, Indiana 1986.



CHAIRMAN, Board of Public Safety

REGULATORY RESOLUTION NO. 198/86/E

(Adopted December 16, 19 86)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1986 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with regard to IMPAIRED MOBILITY PARKING (COMMERCIAL) (EMERGENCY)

_____: AND,

WHEREAS, the City Traffic Engineer has, by written memorandum

dated December 11, 19 86, submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1986 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective

December 16, 19 86, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

IMPAIRED MOBILITY PARKING (COMMERCIAL) (EMERGENCY)

Georgetown Square
6300 E. State Boulevard

attached map (5 stalls)

REGULATORY RESOLUTION NO. 199/86/E

(Adopted December 16, 19 86)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1986 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with regard to RENEW & EXTEND REG. RES. 171/86/E: DELETE:

TRAFFIC SIGNAL (EMERGENCY)

_____ : AND,

WHEREAS, the City Traffic Engineer has, by written memorandum dated December 15, 19 86, submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1986 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective

December 16, 19 86, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

DELETE: TRAFFIC SIGNAL (EMERGENCY)

In front of Rea Magnet Wire Company, 3600 East Pontiac Street

REGULATORY RESOLUTION NO. 200/86/E

(Adopted December 16, 1986)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1986 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with

regard to RENEW & EXTEND REG. RES. 172/86/E: IMPAIRED

MOBILITY PARKING (RESIDENTIAL) (EMERGENCY)

: AND,

WHEREAS, the City Traffic Engineer has, by written memorandum

dated December 15, 1986, submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1986 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective

December 16, 1986, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

IMPAIRED MOBILITY PARKING (RESIDENTIAL) (EMERGENCY)

1526 Oakland Street — east side — from 115' south of Spring Street to 20' south thereof